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7 Attorney for Defendants
8 Larry Nolan, Garry Birch, Jason Sage, Sally Wilson,
9 Richard Brockie, Tim O'Hara, & Fremont Freewheelers Bicycle Club

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 CORNEALIUS LOPES,

14 Plaintiff,

15 Vs.

16 FREEMONT FREEWHEELERS, et al.,

17 Defendants.

Case No.: C 07-6213 PJH

DECLARATION OF RICHARD
BROCKIE IN SUPPORT OF THEIR
MOTION TO DISMISS FOR
IMPROPER SERVICE

Date: July 9, 2008

Time: 9:00am

Dept: Courtroom 3, 17th Floor

Judge: Hon. Phyllis J. Hamilton

19 My name is Richard Brockie, if called as a witness in this proceeding, I could and
20 would competently testify as follows:

- 21 1. I have never been personally served in this litigation.
- 22 2. Seagate Technology LLC (incorrectly identified as Seagate Corp) located
23 at 47010 Kato Rd., Fremont, CA 94538 is not my residential address and
24 the receptionist there does not live at my residence.
- 25 3. The receptionist at Seagate Technology LLC is not my agent.
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- 28

- 1 4. Upon hearing that the plaintiff claimed to have served me, I spoke with the
- 2 receptionist and was told that he told the process server that he was not
- 3 authorized to accept service of process.
- 4 5. The receptionist never gave me a copy of the complaint.
- 5 6. Since April 29, 2008, I have never received a copy of the complaint via
- 6 USPS mail.
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8 Dated: May 22, 2008

By: 

Richard Brockie

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